

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

**INFORMATION DISCLOSURE  
STATEMENT**

Docket Number:  
1662/58205

Application Number  
To be Assigned

Filing Date  
Herewith

Examiner  
To be Assigned

Art Unit  
1623

Invention Title  
Stabilized Azithromycin Compositions

Inventor(s)  
Ruth Tenengauzer, et al.

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop Patent Application

Sir:

1. In accordance with the duty of disclosure under 37 C.F.R. § 1.56 and in conformance with the procedures of 35 U.S.C. §§ 1.97 and 1.98 and M.P.E.P. § 609, attorneys for Applicants hereby bring the following references to the attention of the Examiner. These references are listed on the attached modified PTO Form No. 1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. The filing of this Information Disclosure Statement and the enclosed PTO Form No. 1449, shall not be construed as an admission that the information cited is prior art, or is considered to be material to patentability as defined in 37 C.F.R. § 1.56(b).
2. Copies of each patent, publication or other information listed on the modified PTO form 1449 are not enclosed since they were previously cited by or submitted to the Patent Office in prior application Serial No. 10/274,097 which is relied upon for an earlier filing date under 35 U.S.C. 120.

Dated

*April 13, 2004*

By:

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT PTO FORM-1449</b>	<b>ATTY. DOCKET NO.</b> <b>1662/58205</b>	<b>SERIAL NO.</b> <b>To Be Assigned</b>
	<b>APPLICANT</b> <b>Ruth Tenengauzer, et al.</b>	
	<b>FILING DATE</b> <b>Herewith</b>	<b>GROUP</b> <b>1623</b>

**U. S. PATENT DOCUMENTS**

EXAMINER INITIAL	PATENT NUMBER	PATENT DATE	NAME	CLASS	SUBCLASS	FILING DATE*
	6,365,574	April 2, 2002	Singer, et al.			
	5,605,889	February 25, 1997	Curatolo, et al.			
	6,239,113 B1	May 29, 2001	Dawson, et al.			
	5,872,104	February 16, 1999	Vermeulen, et al.			
	6,239,112 B1	May 29, 2001	Macy, et al.			

**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	WO 99/58541	November 18, 1999	PCT				

\* Mentioned in specification.

**OTHER DOCUMENTS**

EXAMINER INITIAL		AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.

\*\* Described in specification.

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation considered, whether or not citation is in conformance with M.P.E.P. 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	